



**AJ Burton**

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October 21, 2016

**VIA ECFS**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th St., S.W.  
Washington, D.C. 20554

Re: *Request for Review of a Decision of the Universal Service Administrator*, CC Docket No. 02-6

Dear Ms. Dortch:

Frontier Communications Corporation ("Frontier") is filing this letter in order to provide additional clarification related to its pending Request for Review and Petition for Waiver ("Request for Review") in this docket.<sup>1</sup> Specifically, Frontier is providing detailed information regarding the \$122,830.05 in discounts that were denied under 471# 957825 and FRN# 2626381.<sup>2</sup>

Frontier originally submitted the invoices at issue between July and October 2015. As detailed in its appeal, Frontier inadvertently requested \$187.85 too much in funding, or 0.1% too much out of a total request of \$122,830.05.<sup>3</sup> Please find attached a detailed invoice-by-invoice summary of this ministerial error, showing that Frontier miscalculated the 88% discount rate by a fraction of a percent on a series of seven invoices in the July to October time period.<sup>4</sup> Please also find attached a printout of the materials submitted to USAC, with the relevant entries highlighted.<sup>5</sup>

Frontier did not originally realize that these invoices had been rejected due to this minor miscalculation. As explained in its Request for Review, as the final February 25, 2016 deadline to submit or resubmit these invoices approached, Frontier discovered that they had not been paid.<sup>6</sup> Frontier resubmitted these invoices on February 25, 2016.<sup>7</sup> As described therein, although Frontier submitted the relevant invoices by email on February 25, 2016 at 4:39 PM,

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<sup>1</sup> See Request for Review and Petition for Waiver of Frontier Communications, CC Docket No. 02-6 (Sept. 2, 2016) ("*Frontier Request for Review*").

<sup>2</sup> *Id.* at 7-8, 12.

<sup>3</sup> See *id.*

<sup>4</sup> See Attachment A.

<sup>5</sup> See Attachment B.

<sup>6</sup> See *Frontier Request for Review* at 7, 13.

<sup>7</sup> See *id.*

USAC indicated that the invoices were not submitted until September 29, 2016.<sup>8</sup> For reference, Frontier includes that correspondence attached with the relevant amount related to the \$122,830.05 at issue here highlighted.<sup>9</sup> As you can see, this \$122,830.05 is only a portion of the \$238,193.00 invoiced on February 25, 2016. The remaining amount related to this \$238,193.00 is associated with the final two entries on the chart Frontier provided with its Request for Review and Petition for Waiver – the only entries associated with FRN# 262381.<sup>10</sup> As reflected in the resubmitted request for \$238,193.00 on February 25, 2016, Frontier’s resubmitted request was updated to reflect the appropriate 88% discount rate in the aggregate across the resubmitted invoices.<sup>11</sup>

As explained in Frontier’s Request for Review, Frontier asks the Commission to direct USAC to process the invoices timely resubmitted on February 25, 2016, and, to allow Frontier to correct any ministerial and clerical errors to the extent necessary. Frontier also reiterates all other requested relief discussed in its Request for Review. If you have any questions, please do not hesitate to contact the undersigned.

Sincerely,

/s/ AJ Burton

AJ Burton

Attachments

cc: Mark Nadel

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<sup>8</sup> See *id.*; see also *id.* Attachment 2 at pp. 72-73.

<sup>9</sup> See Attachment C. This is a reproduction of Attachment 2 at pp. 72-23 of Frontier’s Request for Review with the relevant figures highlighted.

<sup>10</sup> See *Frontier Request for Review* at 6. The \$122,830.05 related to the ministerial error plus the amounts related to the final two entries on the chart (\$109,093.87 and \$5,911.10) equals \$237,835.02, which is \$357.98 short of the total \$238,193.00 invoiced on February 25, 2016 related to FRN 2626381. See Attachment C. This remaining \$357.98 is related to another invoice, and Frontier timely resubmitted these amounts on February 25, 2016. Because Frontier timely resubmitted all of these invoices, Frontier is requesting that the FCC direct USAC to process this total invoiced amount of \$238,193.00.

<sup>11</sup> See Attachment C. The discounted amount (\$238,193.00) divided by the total invoiced amount (\$270,673.86) equals the appropriate discount percentage of 88%. Please note that it is permissible for an E-Rate applicant to submit requests for reimbursement one-by-one, or in the aggregate, and that E-Rate applicants may resubmit requests, as Frontier did here.